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CERTIFICATE OF MAILING BY FIRST CLASS MAIL (37 CFR 1.8)

Applicant(s): Lisa Schmitt

Docket No.

P 1079.13001

Application No.

10/644,551

Filing Date

8-20-2003

Examiner

Bui, Luan Kim

Customer No.

30615

Group Art Unit

3728

Invention: MEASURING AND STORAGE CONTAINER



I hereby certify that this Response, Transmittal Letter (in duplicate) and return postcard
(Identify type of correspondence)

is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" [37 CFR 1.8(a)] on
8-12-2005
(Date)

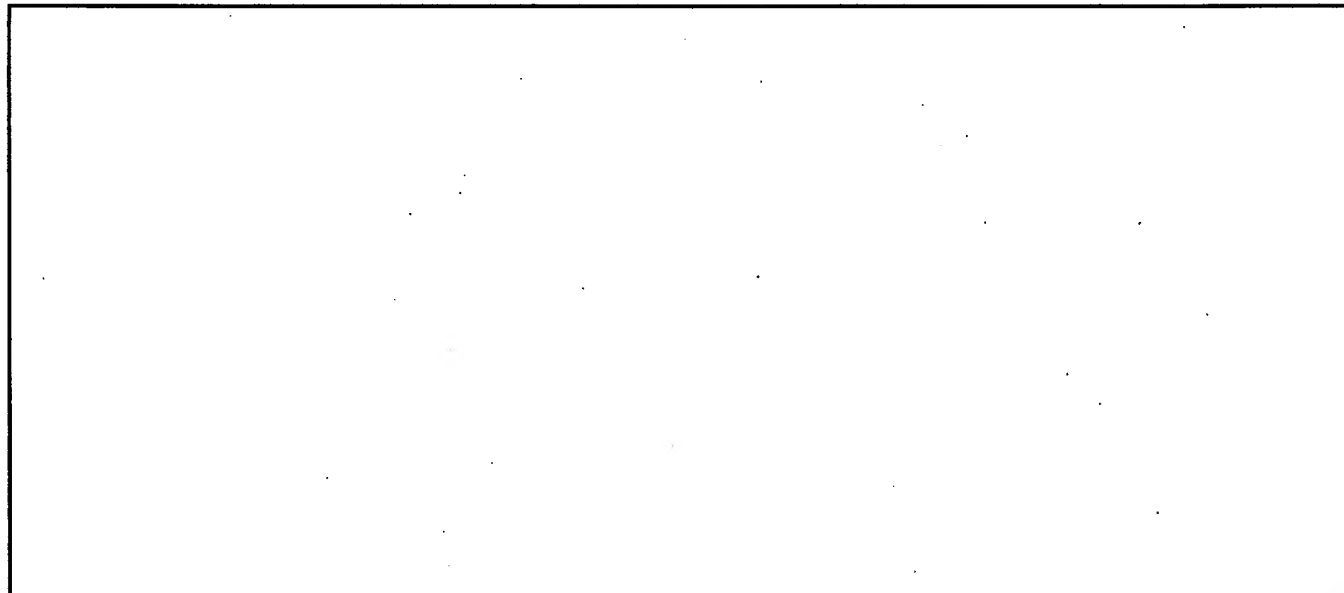
Diane Thomas

(Typed or Printed Name of Person Mailing Correspondence)

A handwritten signature in cursive script that reads "Diane Thomas".

(Signature of Person Mailing Correspondence)

Note: Each paper must have its own certificate of mailing.



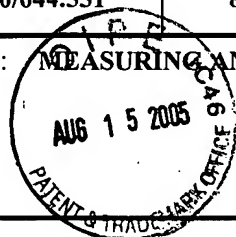
**TRANSMITTAL LETTER
(General - Patent Pending)**

Docket No.
P 1079.13001

In Re Application Of: Lisa Schmitt

Application No.	Filing Date	Examiner	Customer No.	Group Art Unit	Confirmation No.
10/644.551	8-20-2003	Bui, Luan Kim	30615	3728	6636

Title: MEASURING AND STORAGE CONTAINER



COMMISSIONER FOR PATENTS:

Transmitted herewith is:

Response
Transmittal Letter (in duplicate)
Certificate of Mailing
Return Postcard

in the above identified application.

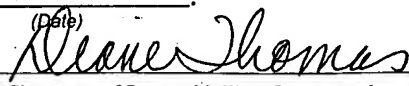
- ☒ No additional fee is required.
- ☐ A check in the amount of _____ is attached.
- ☒ The Director is hereby authorized to charge and credit Deposit Account No. 02-2451 as described below.
- ☐ Charge the amount of _____
- ☐ Credit any overpayment.
- ☒ Charge any additional fee required.
- ☐ Payment by credit card. Form PTO-2038 is attached.

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.


Signature

Dated: August 12, 2005

Garth Janke, Reg. No. 40,662
BIRDWELL & JANKE, LLP
1100 SW Sixth Avenue, Suite 1400
Portland, Oregon 97204

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to the "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" [37 CFR 1.8(a)] on	
8-12-2005	(Date)
	
Signature of Person Mailing Correspondence	
Diane Thomas	
Typed or Printed Name of Person Mailing Correspondence	

CC:



UNITED STATES PATENT AND TRADEMARK OFFICE

PATENT EXAMINING OPERATIONS

Applicant: Lisa Schmitt

Group Art Unit: 3728

Serial No.: 10/644,551

Examiner: Bui, Luan Kim

Filed: August 20, 2003

Docket No.: P 1079.13001

Title: MEASURING AND STORAGE CONTAINER

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as First Class Mail with adequate postage in an envelope addressed to: Commissioner for Patents, PO Box 1450, Alexandria VA 22313-1450 on this 12th day of August 2005.

Diane Thomas
Diane Thomas

Birdwell & Janke, LLP
1100 SW Sixth Avenue, Suite 1400
Portland, Oregon 97204
August 12, 2005

RESPONSE

Mail Stop: Amendment
Commissioner for Patents
PO Box 1450
Alexandria VA 22313-1450

Greetings:

In response to the Office Action mailed July 28, 2005, applicant provisionally elects claims 1 - 12 for examination in the above-captioned patent application. The election is being made with traverse, for the following reason: The Examiner states that claims 1 - 12 and claims 13 - 15 are related as "process of making" and "product made." However, claims 13 - 15 have nothing to do

with making any product. Rather, claims 1 - 12 are drawn to a product and claims 13 - 15 are drawn to using the product for measuring and storing food.

Respectfully,

A handwritten signature in black ink, appearing to read "Garth Janke", written in a cursive style.

Garth Janke

Reg. No. 40,662

(503) 228-1841